

A/#6
9/12/01
AS

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In The Application of:
Gary Duffin et al.

ART UNIT: 1741

SERIAL NO.: 09/696,854

EXAMINER: FOELAK, M

FILED: October 26, 2000

ATTORNEY DOCKET:
OB007ML-1

FOR: Expandable Compositions and Methods
For Making and Using the Compositions

DATE: September 12, 2001
MOBERLY, MISSOURI

Official

FAX RECEIVED
SEP 12 2001
GROUP 1700

AMENDMENT AND REQUEST FOR RECONSIDERATION

Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

In response to the Office Action mailed on March 13, 2001, please substitute the following amended claims for the pending claims having the same number. Claims 1-3 and 12 have been amended in response to a rejection under 35 U.S.C. 112, second paragraph, and new Claims 15-20 have been added. Please also find enclosed herewith a Version With Markings To Show Changes Made.

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO/SB/21 (08-00)

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/696,854
Filing Date	10/26/00
First Named Inventor	DUFFIN
Group Art Unit	1711
Examiner Name	FOELAK
Attorney Docket Number	03007 MUP 1700

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input checked="" type="checkbox"/> Amendment / Reply
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<input type="checkbox"/> Affidavit/Declaration(s)
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<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
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<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)
<input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address
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Remarks | <input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
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<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual name

Signature

Date

MICHAEL H. BOYER

Michael Boyer

9/12/01

CERTIFICATE OF MAILING

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$) **890.00**

Complete if Known

Application Number **09/696,854**
Filing Date **10/26/00**
First Named Inventor **DUFFIN**
Examiner Name **FDE LAK**
Group Art Unit **1711**
Attorney Docket No. **03007 ML FAX RECEIVED**

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **15-0680**
Deposit Account Name **ORSCHELN**

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.18 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.37

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Code (S)	Small Entity Code (S)	Fee Description
101	201	Utility filing fee
100	200	Design filing fee
107	207	Plant filing fee
100	200	Reissue filing fee
114	214	Provisional filing fee

Fee Paid

SUBTOTAL (1) (\$) **-0-**

2. EXTRA CLAIM FEES

Total Claims Extra Claims Fee from below Fee Paid
Independent Claims
Multiple Dependent

Large Entity Code (S)	Small Entity Code (S)	Fee Description
103	203	Claims in excess of 20
102	202	Independent claims in excess of 3
104	204	Multiple dependent claims, if not paid
109	209	** Reissue independent claims over original patent
110	210	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) **-0-**

*For number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

Large Entity Code (S)	Small Entity Code (S)	Fee Description
105	205	Surcharge - late filing fee or date
127	227	Surcharge - late provisional filing fee or cover sheet
139	239	Non-English specification
147	247	For filing a request for <i>ex parte</i> reexamination
112	212	Requesting publication of SIR prior to Examiner action
113	213	Requesting publication of SIR after Examiner action
115	215	Extension for reply within first month
116	216	Extension for reply within second month
117	217	Extension for reply within third month
118	218	Extension for reply within fourth month
128	228	Extension for reply within fifth month
119	219	Notice of Appeal
120	220	Filing a brief in support of an appeal
121	221	Request for oral hearing
138	238	Petition to institute a public use proceeding
140	240	Petition to revive - unavoidable
141	241	Petition to revive - unintentional
142	242	Utility issue fee (or reissue)
143	243	Design issue fee
144	244	Plant issue fee
122	222	Positions to the Commissioner
123	223	Processing fee under 37 CFR 1.17(a)
125	225	Submission of Information Disclosure Sheet
581	581	Recording each patent assignment per property (times number of properties)
146	246	Filing a submission after final rejection (37 CFR § 1.129(a))
149	249	For each additional invention to be examined (37 CFR § 1.129(b))
179	279	Request for Continued Examination (RCE)
169	269	Request for expedited examination of a design application

Other fee (specify)

*Reduced by Basic Filing Fee Paid

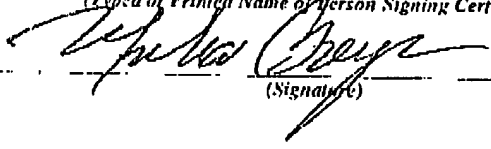
SUBTOTAL (3) (\$) **890**

SUBMITTED BY		Complete if applicable	
Name (Print/Type)	MICHAEL K. BOYER	Registration No.	33085
Signature	<i>Michael K. Boyer</i>	Telephone	6602694536
		Date	12 SEPT 01

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No.	
Applicant(s): GARY DUFFIN ET AL.			OB007ML-1	
Serial No. 09/696,854	Filing Date OCTOBER 26, 2000	Examiner FOELAK	Group Art Unit 1711	
Invention: EXPANDABLE COMPOSITIONS AND METHODS OF MAKING AND USING THE COMPOSITIONS				
<p>I hereby certify that this <u>AMENDMENT AND REQUEST FOR RECONSIDERATION</u></p> <p>(Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703 205 3599</u>)</p> <p>on <u>SEPT 12, 2001</u> <u>703 872 9310</u></p> <p>(Date)</p> <p>MICHAEL K. BOYER - USPTO REG NO 33,085</p> <p>(Typed or Printed Name of Person Signing Certificate)</p> <p> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>				